IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No. 315 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE D.A.MEHTA Sd/-

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1	Whether Reporters of Local Papers may be allowed to see the judgment ?
2	To be referred to the Reporter or not ?
3	Whether their Lordships wish to see the fair copy of the judgment ?
4	Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
5	Whether it is to be circulated to the civil judge ?

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MAHEBOOB ALIAS MEBLO MAHMADBHAI SINDHI - Applicant(s)

Versus

STATE OF GUJARAT & 2 - Respondent(s)

Appearance :
MS SUBHADRA G PATEL for Applicant(s) : 1,
MR K.T.DAVE,PUBLIC PROSECUTOR for Respondent(s) : 1,
RULE UNSERVED for Respondent(s) : 2 - 3.
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CORAM : HONOURABLE MR.JUSTICE D.A.MEHTA
Date : 03/03/2006

ORAL JUDGMENT

1 This application seeking parole leave has been filed on the ground of illness of wife of the petitioner-convict. However, on going through the certificate issued by the Doctor dated 24/01/2006, it is apparent that the lady is only required to undergo treatment by administration of drugs. This fact has been noted by this Court while recording order on 24/02/2006 wherein the Court has categorically stated *"as and when operation is fixed, the petitioner can apply".* Thereafter, the matter was fixed for today and the operation is not yet scheduled.

2 In the circumstances the ground on which the application is moved does not appear to be genuine and hence, the petition is required to be rejected.

3 The petition is accordingly rejected. Rule discharged.

Sd/-
(D.A.MEHTA, J)

m.m.bhatt